

Kensington Around Town

September 2016



The Town would like to thank the community for another great Labor Day Parade and Festival, and a special thank you to our Grand Marshal, Eli Sola-Sole, and her husband, Al Lacey. Ms. Sola-Sole is not only a

Resident of the Town, but is the owner of the Kensington Row Bookshop, and has been tireless in her efforts to promote our Town through the Day of the Book Festival, 3rd Thursday, and Food Truck Night.



CALENDAR

Events Committee Meeting

Thurs., Sept. 29th, 7 pm

Food Truck Night

Thurs., Oct. 6th
5:00 pm—7:00 pm
Armory Avenue

Town Council Meeting

Mon., Oct. 10th, 7 pm

Fall Festival

Sun., Oct. 16th
11:00 am—4:00 pm
Howard Avenue
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Food Truck Night

Thurs., Oct. 20th
5:00 pm—7:00 pm
Armory Avenue

Pumpkin Rock N' Roll

Sat., Oct. 29th
Warner Circle Park

Halloween

Mon., Oct. 31st

www.tok.md.gov

The Town would like to thank our generous sponsors for the 49th Annual Kensington Labor Day Parade and Festival



FitzMall.com



GigsStudio.com



Mix1073.com



KensingtonParkSeniorLiving.com



SusanHoDDS.com



MarylandFeet.com



BCTGM.org

The Ditto Group; Hardware City; Johnson's Florist and Garden Center; and Party Warehouse

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TOWN NEWS

Town Permits

3923 Washington Street
Garage

10701 St. Paul Street
Fence

3603 Plyers Mill Road
Solar Panels

10123 Connecticut Avenue
Right-of-Way Bond

10701 St. Paul Street
Addition

3905 Prospect Street
Washington Gas

Building Permits—*Please be reminded that both a Town and County permit for any exterior or interior structural changes are needed, with the exception of landscaping and repairs. Historic District properties will also need a Historic Area Work Permit (HAWP). Please contact the Town staff with any questions.*



- The Town’s contractor, NZI Construction, will begin milling and paving St. Paul Street between Dupont Avenue and Perry Avenue later this month. The contract

also includes the reconfiguration of the storm drain inlets at St. Paul Park, sidewalk repairs along Plyers Mill Court, and a few other concrete and small asphalt repair jobs around Town. Please contact the Town staff with any questions: 301-949-2424.

- **Leaf collection** is scheduled to begin the week of November 7th. Additional information will be posted on the Town’s website and within the October Around Town Journal. Please note that Residents may bag their leaves prior to this date and have them collected during regular brush collection on Tuesdays.
- The Town Council Postponed Action on **Ordinance No. O-02-2016**—An Ordinance Amending Chapter IV, “Traffic and Vehicles”, Article 2, “Parking”, Section 4-201, “General Parking Restrictions”, to prohibit commercial parking on Town rights-of-ways until the October 10, 2016 Council Meeting.

MAYOR

Tracey Furman
Mayor.Tracey@tok.md.gov

COUNCIL

Sean McMullen
(Mayor Pro-Tem)
Darin Bartram
Tom Rodriguez
Duane Rollins
Mayor.Council@tok.md.gov

TOWN STAFF & CREW

Sanford W. Daily, Town Manager
SWDaily@tok.md.gov
Matt Hoffman, Asst. Town Manager
MJHoffman@tok.md.gov
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Susan.Engels@tok.md.gov
Shirley Watson, Facility Manager/Events
Shirley.Watson@tok.md.gov
Jim Snow and Bill D’Albora Code Enforcement
Jim.Snow@tok.md.gov; Bill.Dalbora@tok.md.gov
Jason Swain, Crew Chief

TOWN MINUTES

Summary from the

July 11th Town Organizational Meeting

- Council Members McMullen and Rollins were sworn in prior to the Organizational Meeting.
- Council Member McMullen will serve as Mayor Pro Tem.
- The Mayor and Council discussed areas of interest and were assigned to the following Committees:
 1. **Auditing Committee** - McMullen
 2. **Board of Elections** - Rollins
 3. **Ethics Commission** - Bartram
 4. **Greenscape Committee (Parks and Trees)** - Rodriguez and McMullen
 5. **Development Review Board** - Rodriguez and Bartram
 6. **Design Guidelines Task Force** - Disbanded
 7. **Historic Preservation** - Rollins and Furman
 8. **Traffic Committee** - McMullen and Bartram
 9. **Events Committee** - Rodriguez
 10. **Facilities Liaison** – Rollins

Summary from the

July 11th Town Council Meeting

- Approved the Town Meeting Minutes from June 20, 2016.
- Extended the existing contract with Maier Warner, Public Relations, through August 31, 2016, until a new scope of work can be presented at the August 8th Council Meeting
- Approved **Resolution No. R-10-2016** - A Resolution to revise the membership of the Development Review Board (DRB) and to confirm /re-confirm appointments made by the Mayor.

Summary from the

August 8th Town Council Meeting

- Approved the Organizational and Town Meeting Minutes from July 11, 2016.
- Moved to place a moratorium on all residential fence permits exceeding four (4) feet

- in height, which are to be located within the front plane of any residential property, until the current regulations can be reviewed.
- Approved a \$1,000 donation to the Montgomery County Police for the purchase of two bicycles to be used within the Town; the donation supplements a \$1,000 donation made by Splaine Security Systems.
- Held a *Public Hearing* on Charter Resolution CR-01-2016 - A Charter Resolution to Amend Article IV "The Council", Section 405, "Meetings of the Council", to change the date of the required Organizational Meeting to the First Council Meeting in July, and to make certain non-substantive changes. *The Public Record will remain open until 4:00 pm on Friday, September 9th.*
- Held a *Public Hearing* on Ordinance No. O-02-2016 - An Ordinance Amending Chapter IV, "Traffic and Vehicles", Article 2, "Parking", Section 4-201, "General Parking Restrictions", to prohibit commercial vehicle parking on Town rights-of-ways. *The Public Record will remain open until 4:00 pm on Friday, September 9th.*
- Held a *Public Hearing* on Ordinance No. O-03-2016 - An Ordinance Amending Chapter VIII, "Health and Environmental Regulations", Article 4, "Property Maintenance", Section 8-403, "County Clean and Lien Regulations Adopted", to authorize the Town to enforce County regulations. *The Public Record will remain open until 4:00 pm on Friday, September 9th.*
- Approved Resolution No. R-11-2016 - A Resolution authorizing the Town Manager to extend an existing contract with NZI Construction, LLC, for the resurfacing of additional Town streets.
- Approved Resolution No. R-12-2016 - A Resolution authorizing a contract with Maier Warner to serve as the marketing and public relations representatives for the Town of Kensington.

TOWN MINUTES

August 8th Town Council Meeting—Mayor Furman, Council Members Bartram, McMullen, Rodriguez, and Rollins, Town Attorney Ferguson, Town Manager Daily, Assistant Town Manager Hoffman, and Clerk-Treasurer Engels were present. The Pledge of Allegiance was recited and a Moment of Silence was observed for Steven Casso, Philip Kurz, Jan Jablonski, and Mike Manos.

The Organizational and Town Meeting Minutes from July 11, 2016 were reviewed and approved. See Council Actions.

From the Mayor and Town Council –

Council Member Bartram suggested that the Town coordinate with the Kensington Volunteer Fire Department to help promote National Night Out; noted that the fence located at 10701 St. Paul Street was approved following a change in regulations by the County, thus allowing fences 6' 5" or less within the front yard; and stated he has reviewed other local municipalities that regulate fences and suggested the Town consider similar regulations on fences in front yards.

Town Attorney Ferguson confirmed that the Town is allowed to regulate fences on residential properties under Section 25-09, and any future legislation would require notification to the County, a Public Hearing, and a variance process. Ms. Ferguson suggested a moratorium could be imposed until the current regulations could be reviewed. See Council Actions.

Jack Gaffey noted fences cannot extend into the Town's right of way.

Peter Fosselman commended the Council for imposing a moratorium on front yard fences.

Leslie Olson suggested the Council ensure that any future fencing regulations do not

penalize property owners, especially commercial properties that need higher fences.

Matthew Weber noted that it would be beneficial for the Town to provide contractors and homeowners guidance on residential fencing.

Council Member McMullen noted that a Traffic Committee meeting will be scheduled for September to discuss outreach and awareness for traffic regulations and calming devices; Mr. McMullen also noted, in response to a concern with regards to parking along Kensington Parkway access road, Residents have not noticed an issue and stated that the Town's radar recording device has showed 80 to 90 percent of vehicles traveling at or below the posted speed limit.

Council Member Rodriguez reported that both the Greenscape and Events Committees would be meeting later that week.

Council Member Rollins thanked the Mayor and Town staff for addressing a number of code enforcement issues brought up at the previous Council Meeting, and noted that the light poles at the Train Station were in need of painting.

Council Member Rollins presented a proposal for creating a Golden Leaf Award program, which would recognize businesses for aesthetic improvements, such as a welcoming garden; placement of an awning; creative window displays; façade improvements, installation of a water feature, performing a public service, or coordinating a unique Town activity that promotes the well being of the Town. Mr. Rollins suggested an annual reception at Town Hall to recognize five to six businesses and a budget not to exceed \$1,500.

Council Members Bartram and McMullen expressed concern over the program and questioned the objectivity of the awards; they also

TOWN MINUTES

asked if the reception could be included within an existing event or if the award recipients could be recognized through the Town Journal or by Maier Warner on Explore Kensington.

Matthew Weber suggested an award that could be displayed on the front door of the respective business.

From the Town Manger and Staff

Lt. O'Neil Ormsby, Montgomery County Police, presented a proposal and request for funding to purchase two (2) bicycles for the Department, which would allow for officers to patrol various areas of the Town. The funding request was for 2,000. See Council Actions.

Mayor Furman stated that Sam Splaine, Splaine Security Systems Inc., generously contributed \$1,000 towards the requested \$2,000 in honor of their daughter, Christina Splaine.

Conor Crimmins spoke in support of the bicycle program and questioned where the bicycles would be housed, regularity of use, and maintenance.

Lt. Ormsby stated that the Department currently had two (2) officers certified for the program and that due to the nature of police work, he could not confirm a determined schedule, and that maintenance would be covered by the Department.

Jack Gaffey spoke in support of the funding request for the bicycle program by the Montgomery County Police.

From the Public –

Julie O'Malley, on behalf of the Kensington Historical Society, thanked the Town for the pergola at Howard Avenue Park.

Leslie Olson noted that while Metropolitan Avenue was under construction, the street was impassable, and requested that in the future this be addressed with a temporary measure. Ms. Olson also stated the new ADA ramp at Metropolitan and St. Paul blocks half of the sidewalk.

Ordinances, Resolutions, Regulations – Charter Resolution No. CR-01-2016 - A

Public Hearing was held to Amend Article IV, "The Council", Section 405, "Meetings of the Town Council", to change the date of the Organizational Meeting from the first Monday in July to the first Council Meeting in July, and to make certain non-substantive changes.

Town Attorney Ferguson stated that the Amendment is being proposed to correct a scheduling conflict when the first Monday in July is the 4th of July. The Ordinance would allow the Council to schedule the Organizational Meeting for the first meeting in July, correcting the issue. There was no public comment. The Public Record will remain open until 4:00 pm on Friday, September 9, 2016. See Council Actions.

Ordinance No. O-02-2016 – A Public Hearing was held to Amend Chapter IV, "Traffic and Vehicles", Article 2, "Parking", Section 4-201, "General Parking Restrictions", to prohibit commercial vehicle parking on Town rights-of-way.

Town Attorney Ferguson stated that while the Town has regulations pertaining to commercial vehicles carrying freight and merchandise, there are no specific regulations to the parking of commercial vehicles. Ms. Ferguson noted that the intent of the Ordinance is to clarify the type(s) of vehicles and times when certain commercial vehicles may be prohibited from parking on Town rights-of-way. The Ordinance would restrict the size of commercial vehicles on residential streets and prohibit advertising.

The Council discussed the reservation of not

TOWN MINUTES

wanting to penalize residents with commercial vehicles or vehicles that may exceed the weight restrictions. In addition, they were concerned about the definition of advertising on vehicles. The Public Record will remain open until 4:00 pm on Friday, September 9, 2016. See Council Actions.

Matthew Weber, Frederick Avenue, spoke in support of the Ordinance.

Peter Fosselman, Dupont Avenue, commended the Council on the Ordinance, and noted examples from around the County where multiple commercial vehicles have overtaken residential areas, and stated that an exemption for Residents would not work.

Conor Crimmins, St. Paul Street, recognized the challenge of the Ordinance, and suggested more thought be given to the advertising restriction, as this may adversely affect Town Residents.

Leslie Olson, Wheatley Street, stated the Ordinance was overly restrictive.

Matthew Weber, St. Paul Street, stated that although drafting the Ordinance may be challenging, it was important to restrict commercial vehicles.

Council Member Bartram suggested reviewing Ordinances from other municipalities on commercial vehicle regulations.

Town Attorney Ferguson stated that she would review existing regulations pertaining to other local municipalities, and noted that the Ordinance could be amended to be more general in nature with regards to advertising.

Ordinance No. O-03-2016 - A Public Hearing was held to Amend Chapter VIII, "Health and Environmental Regulations", Article 4, "Property Maintenance", Section 8-403, "County Clean and Lien Regulations Adopted", to authorize the Town to enforce County regulations.

Town Manager Daily explained that the Ordinance would allow the Town to enforce all of Chapter 26 of the County Code, which will

help with specific violations, especially pertaining to property maintenance.

Town Attorney Ferguson stated that the Council would need to decide what class of municipal infraction would be applied, if a property is found in violation of Chapter 26. The Council concurred that a Class A municipal infraction, \$520, would be applied to violations.

Town Attorney Ferguson stated the importance of compliance first when dealing with property maintenance violations, and clarified that there would be a fee for the cost of abatement along with the municipal infraction. The Public Record will remain open until 4:00 pm on Friday, September 9, 2016. See Council Actions.

Conor Crimmins, St. Paul Street, stated he brought the issue before Council previously due to the condition of the property at 10549 St. Paul Street, and recommended that a Class A infraction be applied to the Ordinance.

Resolution No. R-11-2016 - A Resolution authorizing the Town Manager to extend an existing contract with NZI Construction Corporation for resurfacing additional streets.

Town Manager Daily stated that the unit pricing from the 2014 contract was being extended, and that there is still some funding remaining for street resurfacing, and an additional \$500,000 was added to the street resurfacing Capital Budget this year.

Town Attorney Ferguson stated that the contract should be extended through a specific date, June 30, 2018. There were no public comments. See Council Actions.

Resolution No. R-12-2016 - A Resolution extending a contract with Maier Warner Public Relations, LLC to serve as marketing and public relations representatives for the Town. Town Manager Daily stated a contract has

TOWN MINUTES

been prepared similar to the prior year for \$36,600 for services, and an additional \$16,400 for specific items, which he requested the Council review.

Council Member Rodriguez questioned the high cost of the list for direct mailing, which the Mayor will check on with Maier Warner. Elisenda Sola-Sole, Fawcett Street, spoke in support of Maier Warner and the amazing work Kariann has done, and the effectiveness of branding the Town. Ms. Sole-Sole also requested the festivals be included in their scope of work, and clarified that the Town owns the Explore Kensington website.

Mayor Furman stated that the marketing has made a difference in getting the word out about Kensington, part of marketing is consistency, and trying to do marketing in-house we lose the consistency. She also stated Maier Warner made the Fox 5 Zip Trip happen which did not cost anything additional.

Council Actions –

Council Member McMullen moved to approve the Organizational and Town Meeting Minutes from the July 11, 2016 Town Meeting. The motion passed unanimously.

Council Member Bartram moved to impose a moratorium on issuing permits for fences over four feet tall in the front plane of any residential area. The motion passed unanimously.

Council Member McMullen moved to approve a donation of \$1,000 to be used in conjunction with a private donation to purchase two bikes for the Montgomery County Police Department Bethesda station for patrolling around Kensington. The motion passed unanimously.

Council Member McMullen moved to hold the record open on Charter Resolution CR-01-

2016 until 4 p.m. on September 9, 2016. The motion passed unanimously.

Council Member McMullen moved to hold the record open on Ordinance No. O-02-2016 until 4 p.m. on September 9, 2016. The motion passed unanimously.

Council Member McMullen moved to hold the record open on Ordinance No. O-03-2016 until 4 p.m. on September 9, 2016. The motion passed unanimously.

Council Member McMullen moved to approve Resolution R-11-2016 and amend the Resolution to include the ability for Town Manager to extend contract through June 30, 2018. The motion passed unanimously.

Council Member McMullen moved to approve Resolution R-12-2016 extending a contract with Maier Warner Public Relations, LLC to serve as marketing and public relations representatives for the Town. The motion passed unanimously.

Council Member Rodriguez moved to adjourn the Town Meeting at 9:17 p.m. The motion passed unanimously.

ARCHIVED MINUTES . . .

Complete Minutes, along with an audio recording from past meetings are available on the Town's website at the following link:

<http://tok.md.gov/town-business/council-meeting-recordings/>

A hard copy of all past Minutes will be made available by contracting the Clerk-Treasurer, Susan Engels at 301-949-2424 or at *Susan.Engels@tok.md.gov*.

ANNOUNCEMENTS

Charter Resolution No. CR-01-2016

The Town Council Adopted Charter Resolution No. CR-01-2016—to Amend Article IV, “The Council”, Section 405, “Meetings of the Town Council”, to change the date of the Organizational Meeting from the first Monday in July to the first Council Meeting in July, and to make certain non-substantive changes.

This Amendment becomes effective fifty (50) days after its passage unless petitioned to referendum in accordance with §4-304 et seq. of the Local Government Article, Annotated Code of Maryland, within forty (40) days following its passage. A complete and exact copy of this Charter Resolution is posted at Town Hall for review.

Ordinance No. O-03-2016

The Town Council Adopted Ordinance No. O-03-2016—to Amend Chapter VIII, “Health and Environmental Regulations”, Article 4, “Property Maintenance”, Section 8-403, “County Clean and Lien Regulations Adopted”, to authorize the Town to enforce Chapter 26, “Housing and Building Maintenance Standards” of the County Code.

The Ordinance will take effect on October 2, 2016.



**Sunday, October
16th, 11 am—4 pm
Howard Avenue**

Celebrate Fall with us in Kensington while discovering why Old Town Kensington is the jewel of Montgomery County. Train whistles, music, food, antiques and vendors will make for a fun and memorable kick-off to the season.

KensingtonFallFestivalMD.com



Cabaret takes place from 1929-1930, a time when Berlin, in the midst of a Post-World War I economic depression, is transitioning from a center of underground, avant-garde cultural epicenter to the beginnings of Hitler’s totalitarian regime and the rise of the Nazi Party.

With a distinctly Brechtian dose of provocation and a score featuring songs that have become classics of the American Musical Theater, *Cabaret* is a fierce, meaty musical that pushes the boundaries of the form and literally holds “the mirror up to nature.”

PERFORMANCE DATES

October: 28, 29;
November: 4, 5, 6, 11,12,13, 18, 19
Fri. & Sat. 8:15 pm // Sun. 2:00 pm

TICKETS

Adults \$25 | Seniors/Students \$20 |
Kensington Residents \$17

www.katonline.org

COMMUNITY



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FREE Community Yoga Mala



September 24th, 6:00 pm—7:00 pm
Howard Avenue Park (under the Pergola)

Join the teachers of NiMaSte Yoga for an hour of Sun Salutations, followed by Kirtan (traditional call and response singing). The event is a modification of the Global Mala Project, a worldwide event that takes place around the Spring/Autumn Equinox to celebrate and promote peace.

www.NiMasSteYoga.com



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A QUILT GUILD SERVING THE WASHINGTON, DC METRO AREA

Kensington Town Hall
3710 Mitchell Street

Friday, Oct. 7th—9:00 am—6:00 pm

Saturday, Oct. 8th—9:00 am—4:00 pm

- 200+ Quilts and Fiber Arts on Exhibit
- Handcrafted Fiber Art/Silent Auction
- Raffle Baskets, Calico Elephant,
- Demonstrations



Kensington Farmers Market

Open every Saturday year-round, 9 a.m. to 1 p.m.

Kensington Train Station

Local and regional vendors offer fresh baked goods, seasonal fruits and vegetables, organic meats, seafood, cheese, artisan breads, olive oil and prepared foods.

Kensington Around Town

September 2016

3710 Mitchell Street Kensington, MD 20895

Office: 301.949.2424 www.tok.md.gov



To Residents: